

**REISSUE APPLICATION DECLARATION**

Atty. Docket: 5525/003

**As a below-named Inventor, I hereby declare that:**

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in Letters Patent No: **5,991,749, granted on November 23, 1999**

and in the foregoing specification, and for which invention I solicit a reissue patent.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims,

**Duty of Disclosure:** I acknowledge the duty to disclose information that is material to the examination of this application, namely, information where there is substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent.

**Prior Foreign Application(s):** I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below, and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

			Priority Claimed
			[ ] [ ] [ ]
(Application No.)	(Country)	(Day/Month/Year Filed)	Yes No

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

Application No.	Filing Date
<u>80/020,312</u>	<u>11 September 1996</u>

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by 35 U.S.C. § 112, first paragraph, I acknowledge the duty to disclose material information as defined in 37 CFR § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(U.S. Application Serial No.)	(U.S. Filing Date)	(Status—patented, pending, abandoned)
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**Statement of Inoperativeness or invalidity of original patent under 37 CFR § 1.175:**

I verily believe the original patent to be **XX** partly        wholly inoperative or invalid by reason of:

       a defective specification or drawing; and or

**XX** the patentee claiming more or less than he had a right to claim in the patent.

All errors being corrected in this reissue, up to the time of filing this Declaration under 37 CFR § 1.175(2), arose without any deceptive intent on the part of the Applicant.

The error in the patent is a consequence of claiming less than the patentee had a right to claim. At the time application SN 08/929,217 was filed and throughout the prosecution of that application, I was unaware that the claims were unnecessarily limited to methods which included either, "expanding the function of a service provider's central processing unit to include account and authorization information," (claims 1 and 6) or "expanding the function of a service provider's central processing unit to include secure independent verification of a user's identity" (claim 4). New claims directed to my invention are included in this application which are not so limited.

In addition, I failed to recognize and emphasize that aspect of my invention which was the utilization of information stored in the phone that is routinely sent to the operator of a wireless system as an identifier which can be used to access a financial account from a wireless phone without the need for the user to manually enter this information. New claims directed to this aspect of my invention are also included.

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**DECLARATION FOR REISSUE PATENT APPLICATION**

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All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following registered practitioners: Rudolf E. Hutz, Reg. No. 22,397; Harold Pezzner, Reg. No. 22,112; Richard M. Beck, Reg. No. 22,580; Paul E. Crawford, Reg. No. 24,397; Burton A. Amernick, Reg. No. 24,852; Stanley B. Green, Reg. No. 24,351; Morris Liss, Reg. No. 24,510; George R. Pettit, Reg. No. 27,369; Patricia J. Smink Rogowski, Reg. No. 33,791; Robert G. McMorrow, Jr., Reg. No. 30,962; Ashley I. Pezzner, Reg. No. 35,646; William E. McShane, Reg. No. 32,707; Mary W. Bourke, Reg. No. 30,982; Gerard M. O'Rourke, Reg. No. 39,794; James M. Olsen, Reg. No. 40,408; Francis DiGiovanni, Reg. No. 37,310; Eric J. Evain, Reg. No. 42,517; Daniel C. Mulveny, Reg. No. 45,897; Patrick J. Wells Reg. No. 46,355; Thomas F. Poche Reg. No. 45,017; Patrick H. Higgins, Reg. No. 38,709; Christine M. Hansen, Reg. No. 40,634; Daniel Harblson, Reg. No. 47,631; Gary Bridge, Reg. No. 44,560; Larry J. Hume, Reg. No. 44,163; Joseph Barrera 44,522; John A. Evans, (Agent) 44,100; and Elliot C. Mendelson (Agent), Reg. No. 42,878, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

**XXX** Attached as part of this declaration and power of attorney is the authorization of the above-named attorney(s) to accept and follow instructions from my representative.

Send Correspondence and Direct Telephone Calls to:

**Stanley B. Green**  
(202) 331-7111

**Stanley B. Green**  
**CONNOLLY BOVE LODGE & HUTZ LLP**  
1990 M Street, N.W., Suite 800  
Washington, D.C. 20036-3425 U.S.A.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Paul H. MORRILL, Jr.

Inventor's Signature 

Date 11/21/01

Residence Address P.O. Box 244, 206 Jefferson Street, Delaware City, Delaware 19706-0244

Citizenship U.S.

Post Office Address same as above

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Applicant or Patentee: Paul H. Morrill, Jr.

Attorney's Docket No. 5525\*1

Serial or Patent No.:

Filed or Issued:

For: WIRELESS TELEPHONY FOR COLLECTING TOLLS, CONDUCTING FINANCIAL  
TRANSACTIONS, AND AUTHORIZING OTHER ACTIVITIES

**INDEPENDENT INVENTOR - VERIFIED STATEMENT (DECLARATION) CLAIMING  
SMALL ENTITY STATUS (37 CFR 1.9(f) AND 1.27(b))**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the above-entitled invention described in

☒ the specification filed herewith

☐ application Serial No. \_\_\_\_\_, filed \_\_\_\_\_

☐ Patent No. \_\_\_\_\_, issued \_\_\_\_\_

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

I have not assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention to any person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☒ no such person, concern or organization

☐ persons, concerns or organizations listed below:

[Note: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)]

Full Name \_\_\_\_\_

Address \_\_\_\_\_

☐ INDIVIDUAL ☒ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

Full Name \_\_\_\_\_

Address \_\_\_\_\_

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements made jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

AUL H. MORRILL, JR.

NAME OF INVENTOR

NAME OF INVENTOR

NAME OF INVENTOR

SIGNATURE OF INVENTOR

SIGNATURE OF INVENTOR

SIGNATURE OF INVENTOR

DATE

DATE

DATE

12/23/97

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